



09 AUG 2002

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

Edward W. Callan  
3830 Valley Centre Drive, No. 705  
PMB 452  
San Diego, CA 92130

In re Application of :  
SORENSEN, Jens Erik *et al* :  
U.S. Application No.: 10/019,155 :  
PCT No.: PCT/US01/26463 :  
Int. Filing Date: 24 August 2001 :  
Priority Date: 24 August 2000 :  
Attorney Docket No.: 52-170 :  
For: ORGANIZING IDEAS ACCUMULATED :  
IN A COMPUTER DATABASE :

## DECISION

This decision is in response to applicants' "Re-Transmittal of Transmittal Letter (Form PTO-1390) Previously Filed by Express Mail on October 25, 2001" filed on 06 December 2001 which is treated as a petition under 37 CFR 1.181. No fee is required.

## BACKGROUND

On 25 October 2001, applicants purportedly filed a transmittal letter for express entry into the national stage in the United States under 35 U.S.C. 371 using Express Mail No. ET655734722US which was accompanied by, *inter alia*, a declaration, a check for \$448.00.

On 06 December 2001, applicants filed the instant petition which was accompanied by, *inter alia*, a copy of Express Mail label No. ET655734722US, a copy of a USPS Track/Confirm shipment history for Express Mail No. ET655734722US, a signed declaration, and a copy of the transmittal letter originally filed 25 October 2001.

## DISCUSSION

A review of USPTO records reveal that the documents originally filed on 25 October 2001 were received and processing under 35 U.S.C. 371 was commenced. That application was given U.S. application No. 10/031,559. A review of financial records show that a check of \$448.00 was received for the basic national fee and extra and independent claims.

A further review shows that the instant papers filed 06 December 2001 was processed as another national stage application under 35 U.S.C. 371 and given U.S. application No. 10/019,155. The required fees of \$448.00 for this application were charged from Deposit Account No. 03-0375 as authorized in the transmittal letter. This application was given a date of receipt of 06 December 2001

It appears that these two U.S. applications are identical and would have to be merged. However, U.S. application No. 10/031,559 is lost and cannot be located.

Accordingly, applicants should use **U.S. application No. 10/019,155** for all future correspondence of the national stage of PCT/US01/26463. If U.S. Application No. 10/031,559 is found, it should be merged with the present application.

**DECISION**

For the reason above, applicants' petition under 37 CFR 1.181 has been **GRANTED**.

Deposit Account No. 03-0375 has been credited the amount of \$448.00 in fees paid in U.S. application No. 10/031,559. Moreover, the date of receipt of U.S. application No. 10/019,155 will be changed to **25 October 2001**.

Any further correspondence with respect to this matter should be addressed to the Assistant Commissioner for Patent, Box PCT, Washington, D.C. 20231, with the contents of the letter marked to the attention of the PCT Legal Affairs Division of the PCT Legal Office.



Leonard Smith  
PCT Legal Examiner  
PCT Legal Office



James Thomson  
Attorney Advisor  
PCT Legal Office

Tel.: (703) 308-6457